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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA
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10 DAVID DUANE PARKER,

11 Petitioner,

2:02-cv-1470-GEB-JFM-P

12 vs.

13 D. RUNNELS, et al.,

14 Respondents.

ORDER

15 _____/
16 Petitioner, a state prisoner proceeding pro se, has
17 filed this application for a writ of habeas corpus pursuant to 28
18 U.S.C. § 2254. The matter was referred to a United States
19 Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local
20 General Order No. 262.

21 On August 22, 2005, the magistrate judge filed findings
22 and recommendations herein which were served on all parties and
23 which contained notice to all parties that any objections to the
24 findings and recommendations were to be filed within twenty days.
25 On September 13, 2005, petitioner was granted an additional
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1 thirty days in which to file objections. Petitioner has filed
2 objections to the findings and recommendations.

3 In accordance with the provisions of 28 U.S.C.
4 § 636(b)(1)(C) and Local Rule 72-304, this court has conducted a
5 de novo review of this case. Having carefully reviewed the
6 entire file, the court finds the findings and recommendations to
7 be supported by the record and by proper analysis.

8 Accordingly, IT IS HEREBY ORDERED that:

9 1. The findings and recommendations filed August 22,
10 2005, are adopted in full; and

11 2. Petitioner's application for a writ of habeas
12 corpus is denied.

13 Dated: October 24, 2005

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15 /s/ Garland E. Burrell, Jr.
16 GARLAND E. BURRELL, JR.
17 United States District Judge
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